

TTAB

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

RR/DMD

Mailed: April 14, 2009

Opposition No. 91188687

Mr Andrew J Maduk

77/465,164

v.

Barbara E. Nicholls

It is noted that on February 4, 2009, the notice of opposition filed by Mr Andrew J Maduk to the registration of the mark shown in application Serial No. 77465164 was instituted.

However, it has come to the attention of the Board that the opposer's check which was submitted to cover the filing fee was returned for insufficient funds. In view thereof, the institution of this opposition is vacated and it is dismissed as a nullity. See Trademark Rule 2.101(d)(3)(i).

*By the Trademark Trial
and Appeal Board*

NEWS FROM THE TTAB:

The USPTO published a notice of final rulemaking in the Federal Register on August 1, 2007, at 72 F.R. 42242. By



05-01-2009

this notice, various rules governing Trademark Trial and Appeal Board inter partes proceedings are amended. Certain amendments have an effective date of August 31, 2007, while most have an effective date of November 1, 2007. For further information, the parties are referred to a reprint of the final rule and a chart summarizing the affected rules, their changes, and effective dates, both viewable on the USPTO website via these web addresses:

<http://www.uspto.gov/web/offices/com/sol/notices/72fr42242.pdf>

http://www.uspto.gov/web/offices/com/sol/notices/72fr42242_FinalRuleChart.pdf

By one rule change effective August 31, 2007, the Board's standard protective order is made applicable to all TTAB inter partes cases, whether already pending or commenced on or after that date. However, as explained in the final rule and chart, this change will not affect any case in which any protective order has already been approved or imposed by the Board. Further, as explained in the final rule, parties are free to agree to a substitute protective order or to supplement or amend the standard order even after August 31, 2007, subject to Board approval. The standard protective order can be viewed using the following web address:

<http://www.uspto.gov/web/offices/dcom/ttab/tbmp/stndagmnt.htm>

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